

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 ADRIAN SIMS,

14 Defendant.

CASE NO. CR20-0092-JCC-20

ORDER

15 This matter comes before the Court on Defendant's motion to seal his sentencing
16 memorandum (Dkt. No. 1037). While the public has a common law right to inspect and copy
17 public records, including those from judicial proceedings, these rights are not absolute. They
18 must yield when (1) sealing a document serves a compelling interest, (2) that is substantially
19 likely to be harmed if the document is not sealed, and (3) there are no less restrictive alternatives
20 for protecting the interest. *See United States v. Doe*, 870 F.3d 991, 998 (9th Cir. 2017). Given the
21 contents of Defendant's sentencing memorandum, the Court FINDS a compelling interest in
22 maintaining it under seal. It further finds that those interests are likely to be harmed if disclosed
23 and that no less restrictive alternatives exist to protect that interest. Accordingly, the motion to
24 seal (Dkt. No. 1037) is GRANTED. The Clerk is DIRECTED to maintain Docket Number 1038
25 under seal.

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1 DATED this 3rd day of March 2023.
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John C. Coughenour

John C. Coughenour
UNITED STATES DISTRICT JUDGE

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